

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants –Panchayat Raj & Rural Development Department - Sri S. Penchalaiah, Superintendent, Mandal Parishad Development Officer (FAC), Komarole (M), Prakasam District (Retd.) - Misappropriation/un-accounted Rice under FFWP/SGRY – Imposition of Penalty of 50% cut in pension for a period of one year – orders – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.IV) DEPARTMENT

G.O.Rt.No. 1800

Dated:19.11.2013.
Read the following :

- Ref:-1.From the Director General, G.A(V&E) Dept., Vigilance Report No.95, dt:24.8.2004.
- 2.Govt.,Memo.No.9341/Vig.IV/A2/2004-1, PR&RD(Vig.IV)Dept., Dt:16.10.2004.
3. From the CEO, ZP, Prakasam District, Ongole, Rc.No.P6/5567/2004, dt:6.11.2004.
4. From the Commissioner, PR&RE, Hyderabad, Memo.No.11892/CPR&RE/E2.Vig/2005, dated:29.12.2005.
5. From Sri S.Penchalaiah, Superintendent(Retd), MPDO(FAC), Komarole (M), Prakasam Dist., Written Statement of Defence dt:25.01.2006.
- 6.G.O.Rt.No.139, PR&RD(Vig.IA) Dept., dt:30.01.2009.
- 7.From Sri Subhrendu Bhattacharya IAS, Commissioner of Inquiries D.O.Lr.No.223-COI-SB/2009 dated:24.12.2011, dt:24.12.2011.
8. From the Hon'ble APAT, Hyd., OA.NO.7121/2012, with M.A.No.2892/2012, dt:17.09.2012.
- 9.Govt.Memo.No.9341/Vig.IV/A2/2004,PR&RD(Vig.IV) Dept., Dated:09.10.2012.
- 10.From the Commissioner,PR&RE, Hyderabad, Memo No.11892/CPR&RE/E3.Vig./2004, dt. 30.10.2012.
- 11.Representation of Sri S.Penchalaiah Supdt.,(Retd), MPP, Podili, Prakasam district dt:12.12.2012.
12. Govt., D.O.Lr.No.9341/Vig.IV/A2/2004, PR&RD(Vig.IV) Dept., dt:29.7.2013
13. From the Collector & Dist., Magistrate, Prakasam District Lr.No.Rc.E1/61/2013, dt:12.09.2013.
14. Govt., Memo. No. 9341/Vig.IV/A2/2004-3, dated: 28.09.2013.
15. Explanation of Sri S. Penchalaiah, Superintendent, Mandal Parishad Development Officer (FAC), Podili (M), Prakasam District (Retd.)
16. From the Hon'ble AOAT Hyd., C.A.No.375/2013 in OA.No.7121/2012 dt:11.10.2013.
17. Govt. Lr. No. 9341/Vig.IV/A2/2004-13, PR&RD Dept., dt:24.10.2013.
18. From the Secretary, APPSC, Lr.No.2030/RT/2/2013, dt:5.11.2013.

In the reference 1st read above, the Director General, General Administration (V&E) Department has sent a report on mis-utilization of rice altogether 1091.814 MTs worth Rs. 66,88,742/- in (5) Mandals namely Giddalur, Komarolu, Kurichedu, Donakonda and Darsi of Prakasam District while sanctioning, execution of works, allotment and release of rice under FFWP/SGRY and recommended to take disciplinary action against the Mandal Parishad Development Officers /Mandal Engineering Officers /Panchayat Secretaries concerned.

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2. In the reference 2nd read above, the Commissioner, Panchayat Raj & Rural Employment, Hyderabad was requested to examine the report of General Administration (V&E) Department and take disciplinary action against the Mandal Parishad Development Officers /Panchayat Secretaries concerned and intimate the action taken to Government. The Chief Executive Officer, Zilla Praja Parishad, Prakasam District have furnished the list of Officers who were involved in the misappropriation as per the Vigilance & Enforcement Report, vide reference 3rd read above.

4. In the reference 4th read above, the Commissioner, Panchayat Raj & Rural Employment, Hyderabad has framed charges against Sri.S.Penchalaiah, Superintendent (Retired) &Mandal Parishad Development Office (FAC), Mandal Parishad , Komarole, Prakasam District, and others for committing certain irregularities and misappropriation of total quantity of 5634 MTs rice worth of Rs. 31832.10 i.e., released excess rice, etc, under Food for Work Programme. The charged officer has submitted his written statement of defence, vide reference 5th read above.

5. In the 6th read above, the case was entrusted to Commissioner of Inquiries, General Administration Department, to inquire into the charges framed against Sri S. Penchalaiah, Superintendent, Mandal Parishad Development Officer (FAC), Komarolu (M), Prakasam District, and others.

6. In the reference 7th read above, the Inquiry Officer, Commissioner of Inquires has submitted his inquiry report holding that the charges are proved against Sri S.Penchalaiah, former Superintendent & Mandal Parishad Development Officer (FAC). A copy of Inquiry Report was communicated to Sri.S.Penchalaiah, former Superintendent & Mandal Parishad Development Officer (FAC) (Retired.), under Rule 21 (2) of A.P. Civil Services of A.P.C.S. (CC&A) Rules, 1991, directing him to submit his representation, if any, on the Inquiry report, vide reference 10th read above. The charged officer has submitted his representation, vide reference 11th read above.

7. Government, after careful examination of the matter, have provisionally decided to impose the penalty of 50% cut in pension for a period of one year against Sri Penchalaiah, (Retired) Superintendent and Mandal Parishad Development Officer (FAC), Prakasam District under Rule 9 of A.P Revised Pension Rules, 1980. Accordingly, a show cause notice has been issued to him calling his explanation vide reference 14th read above.

8. In reply to the show cause notice, the Charged Officer Sri Penchalaiah, (Retired) Superintendent and Mandal Parishad Development Officer (FAC), Komarolu (M) , Prakasam District has submitted his explanation vide reference 15th read above denying all the charges framed against him and Government, decided to impose the penalty of 50% cut in pension for one year against Sri Penchalaiah, (Retired) Superintendent and Mandal Parishad Development Officer (FAC), Komarolu (M) , Prakasam District under Rule 9 of A.P Revised Pension Rules, 1980.

9. In the reference 16th read above, the above charged officer has filed CA.No.375/2013 in OA.No.7121/2012 in the Hon'ble Andhra Pradesh Administrative Tribunal praying to conclude the disciplinary proceedings pending against him.

10. In the reference 18th read above, the Andhra Pradesh Public Service Commission have concurred to the proposal of Government to impose a penalty of 50% cut in pension for a period of one year against the said charged officer.

11. Government after consideration of the matter, hereby impose a punishment of 50% cut in pension for a period of one year on Sri Penchalaiah, Retired Superintendent and Mandal Parishad Development Officer (FAC), Komarolu (M) , Prakasam District.

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12. The Commissioner, Panchayat Raj & Rural Employment, Hyderabad / District Collector Prakasam District shall take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. NAGI REDDY
PRINCIAPAL SECRETARY TO GOVERNMENT (PR)

To
The Commissioner, Panchayat Raj & Rural Employment, Hyderabad.
The Individual through Commissioner, Panchayat Raj &
Rural Employment, Hyderabad.
The District Collector, Ongole Prakasam District.
The Chief Executive Officer, Ongole, Prakasam District

Copy to:

The P.S. to M(PR&RWS),
The General Administration (V&E) Department, Hyderabad,
The General Administration (COI) Department, Hyderabad
The A.P. Public Services Commission, Hyderabad.
The Deputy Registrar, Hon'ble APAT, Hyderabad.
The Government Pleader for PR, APAT Hyderabad.
Panchayat Raj & Rural Development(Vig.IA) Department.
Sf/Sc.

//FORWARDED BY :: ORDER//

SECTION OFFICER